IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Before the Board of Patent Appeals and interferences

In re Patent Application of

AUG 1 9 2009

Atty Dkt. SCS-124-1111

TC/A.U.: 3662

C# M#

Confirmation No. 1768

HARRIS et al.

Serial No. 10/529,055

Filed: March 24, 2005

Title: BISTATIC LASER RADAR APPARATUS

Examiner: T. Brainard

Date: August 19, 2009

Mail Stop Appeal Brief - Patents

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

| Sir: | Correspondence Address Indication Form Attached. | | | | |
|-------------|---|---------------|--------------------|-------|----------|
| | NOTICE OF APPEAL Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$540.00 (1401)/\$270.00 (2401) applicant's claim(s). | | | \$ | |
| | An appeal BRIEF is attached in the pending appeal of the above-identified application \$540.00 (1402)/\$270.00 (2402) | | \$ | | |
| | Credit for fees paid in prior appeal without decision on merits | | | -\$ (| , |
| \boxtimes | A reply brief is attached. | | | | (no fee) |
| | Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$130.00 (1251)/\$65.00 (2251) Two Month Extensions \$490.00 (1252)/\$245.00 (2252) Three Month Extensions \$1110.00 (1253/\$555.00 (2253) Four Month Extensions \$1730.00 (1254/\$865.00 (2254)) "Small entity" statement attached. | | | \$ | |
| | Less month extension previously paid on | | | -\$(| |
| | CDEDIT CADD DAVMENT | TORM ATTACHED | TOTAL FEE ENCLOSED | \$ | 0.00 |

CREDIT CARD PAYMENT FORM ATTACHED.

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any <u>deficiency</u>, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**.

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SCS:kmm

NIXON & VANDERHYE P.C.

By Atty: Stanley C. Spooner, Reg. Mo. 27,393

Signature: